

PREVAILED

Roll Call No. \_\_\_\_\_

FAILED

Ayes \_\_\_\_\_

WITHDRAWN

Noes \_\_\_\_\_

RULED OUT OF ORDER

# HOUSE MOTION \_\_\_\_\_

MR. SPEAKER:

I move that House Bill 1386 be amended to read as follows:

- 1 Page 5, after line 42, begin a new paragraph and insert:
- 2 "SECTION 5. IC 35-42-4-11, AS AMENDED BY P.L.173-2006,
- 3 SECTION 32, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 4 JULY 1, 2007]: Sec. 11. (a) As used in this section, "offender against
- 5 children" means a person required to register as a sex offender under
- 6 IC 11-8-8 who has been:
- 7 (1) found to be a sexually violent predator under IC 35-38-1-7.5;
- 8 or
- 9 (2) convicted of one (1) or more of the following offenses:
- 10 (A) Child molesting (IC 35-42-4-3).
- 11 (B) Child exploitation (IC 35-42-4-4(b)).
- 12 (C) Child solicitation (IC 35-42-4-6).
- 13 (D) Child seduction (IC 35-42-4-7).
- 14 (E) Kidnapping (IC 35-42-3-2), if the victim is less than
- 15 eighteen (18) years of age.
- 16 (F) **Attempt to commit or conspiracy to commit an offense**
- 17 **listed in clauses (A) through (E).**
- 18 (G) An offense in another jurisdiction that is substantially
- 19 similar to an offense described in clauses (A) through ~~(E)~~ (F).
- 20 (b) As used in this section, "reside" means to spend more than two
- 21 (2) nights in a residence in any thirty (30) day period.
- 22 (c) An offender against children who knowingly or intentionally:
- 23 (1) resides within one thousand (1,000) feet of:
- 24 (A) school property;

- 1 (B) a youth program center; or
  - 2 (C) a public park; or
  - 3 (2) establishes a residence within one (1) mile of the residence of
  - 4 the victim of the offender's sex offense;
  - 5 commits a sex offender residency offense, a Class D felony."
  - 6 Page 6, line 1, delete "IC 35-42-4-6," and insert "**IC 35-42-4-6 and**
  - 7 **IC 35-42-4-11, both**".
  - 8 Page 6, line 2, delete "applies" and insert "**apply**".
  - 9 Renumber all SECTIONS consecutively.
- (Reference is to HB 1386 as printed February 20, 2007.)

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Representative Goodin